

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DELTA PILOTS ASSOCIATION,

Plaintiff,

-against-

RUSSELL C. MELVIN,

Defendant.
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NOTICE OF MOTION

Docket No. 1:14-CV-00225-AKH

PLEASE TAKE NOTICE THAT Defendant Russell C. Melvin, by and through his undersigned attorneys, shall move this Court, before the Honorable Alvin K. Hellerstein, at the United States Courthouse for the Southern District of New York, 500 Pearl St, New York, New York, 10007, on such day and time as counsel may be heard, for an Order dismissing the entire Amended Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) for failure to state a claim upon which relief can be granted and on statute of limitations grounds. In support, Defendant files the accompanying Memorandum of Law.

PLEASE TAKE FURTHER NOTICE that you must serve and file your answering papers, if any, on or before December 27, 2016. Defendant shall serve and file his reply papers, if any, on or before January 3, 2017.

Dated: December 13, 2016
New York, New York

LEVY RATNER, P.C.

By: /s/
Dana Lossia
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